

JAN 14 2010

1204.46017X00

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: K. TAKEI, et al.

Serial No.: 10/570,349

Filed: MARCH 3, 2006

For: NONAQUEOUS ELECTROLYTE SECONDARY BATTERY  
NEGATIVE ELECTRODE MATERIAL, MANUFACTURING  
METHOD THEREOF, NONAQUEOUS ELECTROLYTE  
SECONDARY BATTERY NEGATIVE ELECTRODE WITH THE  
NEGATIVE ELECTRODE MATERIAL AND NONAQUEOUS  
ELECTROLYTE SECONDARY BATTERY

Group AU: 1795

Examiner: Empress A. Etheridge

Confirm No.: 7124

**REQUEST FOR RECONSIDERATION AFTER FINAL REJECTION****Mail Stop: AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 14, 2010

Sir:

In response to the Office Action dated October 14, 2009, Applicants respectfully submit the following Remarks, traversing each of the rejections in this Office Action dated October 14, 2009.

As will be shown in the following, it is respectfully submitted that there is a description of the subject matter of claims 1, 12 and 13, in the specification of the above-identified application as filed, sufficient to satisfy the description requirement of 35 U.S.C. § 112. Accordingly, the rejection of claims 1, 12 and 13 under the first paragraph of 35 U.S.C. § 112, as failing to comply with the written description requirement, is respectfully traversed. Moreover, Applicants respectfully traverse the conclusion by the Examiner that the presently claimed subject matter would have been